REMARKS

Two copies of the written Sequence Listing are submitted herewith on compact disc in accordance with 37 C.F.R. §1.821(c). The required duplicate copies of the written form on compact disc are labeled "Copy 1 of 3" and "Copy 2 of 3". The last-filed computer-readable form of the Sequence Listing submitted June 25, 2002 for Application No. 10/040,862 was also submitted on compact disc, labeled "Copy 3 of 3".. The information in the paper copy on compact disc of the Sequence Listing is identical to that which is in the computer readable form submitted June 25, 2002, as required under 37 C.F.R. § 1.821(f).

Each compact disc is formatted for IBM-PC, MS-Windows 98. Each disc contains one file: -135-2.APP, 6,436,297 bytes, created on June 18, 2002, containing the above named sequences, SEQ ID NOS:1-10467. The duplicate copies of the written form of the Sequence Listing on compact disc are identical, *i.e.*, "Copy 1 of 3" and "Copy 2 of 3" of the compact discs are identical, and the sequence information recorded in computer readable form on compact disc, *i.e.*, "Copy 3 of 3", is identical to the written Sequence Listing (on compact disc).

Applicants also request entry of the amendments to the specification in adherence with 37 C.F.R. §§1.821 to 1.825. The information contained in the computer readable form of the Sequence Listing for Application No. 10/040,862, submitted June 25, 2002, was prepared through the use of the software program "FastSEQ" and is identical to that of the paper copies on compact disc, which are enclosed for the convenience of the Examiner. This amendment contains no new matter.

Appl. No. Not yet assigned Amdt. dated January 23, 2004 **Preliminary Amendment**

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,

Carol A. Fang Reg. No. 48,631

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8th Floor San Francisco, California 94111-3834

Tel: 415-576-0200 Fax: 415-576-0300

Attachments **CAFdmw** 60125303 v1